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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): JUPE, John

Application No.: 10/551,290

Filing Date: September 28, 2005

Title: IMAGE PROCESSING

Group Art Unit/Examiner:

Attorney Docket No.: ARD132USA

STATUS INQUIRY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant(s) respectfully inquires as to the status of the above identified Application.

Applicant(s) advises as follows:

☐ A Post Card Receipt ☐ has been received (copy enclosed); ☐ has NOT been received.

☐ A Filing Receipt ☐ has been received (copy enclosed); ☐ has NOT been received.

☒ Enclosed is a copy of a print out from the USPTO Website dated November 20, 2008 (Status Date 11/15/2007) indicating this application as abandoned.

☒ Enclosed is a copy of the Decision of Petition Under 37 CFR 1.181 dated May 2, 2008, indicating the Notice of Abandonment is vacated.

☐ receipt of the application at the USPTO; ☐ NO receipt at the USPTO.

☒ The last communication sent from our office to the USPTO was an Information Disclosure Statement dated may 27, 2008.

Applicant(s) requests that the USPTO staff inform (via mail, FAX, email, or telephone contact) applicant's attorney at its earliest convenience, whether the application has been assigned to an examiner, is in order for examination, and/or when an initial or the next Office Action can be expected. Applicant's attorney authorizes the USPTO staff to communicate with any staff member of Skinner and Associates either directly on the telephone or via voice mail.

Date of Deposit: 11/20/08 I hereby certify that this paper/fee is being deposited with the United States Postal Service as First Class Mail-Postage Prepaid, under 37 CFR 1.8, on the date indicated above, and is addressed to the Assistant Commissioner For Patents, Washington, D.C. 20231.

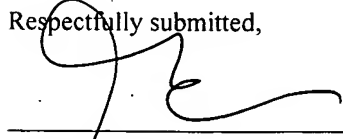
Name

Signature

Cheryl Olson
[Signature]

Should the examiner or USPTO staff have any comments or questions about this application, they are invited to contact applicant's attorney.

Respectfully submitted,



Joel D. Skinner, Jr.
Reg. No. 33,786
Skinner and Associates
212 Commercial Street
Hudson, Wisconsin 54016
Tel.: (715) 386-5800
FAX: (715) 386-6177
info@skinnerlaw.com

Date: 11-20-08

cc:

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10/551,290

Image processing

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Bibliographic Data

Application Number:	10/551,290	Customer Number:	24339
Filing or 371 (c) Date:	-	Status:	Abandoned -- Incomplete Application (Pre-examination)
Application Type:	Utility	Status Date:	11-15-2007
Examiner Name:	-	Location:	ELECTRONIC
Group Art Unit:	2628	Location Date:	-
Confirmation Number:	1564	Earliest Publication No:	-
Attorney Docket Number:	ARD132USA Update	Earliest Publication Date:	-
Class / Subclass:	345/	Patent Number:	-
First Named Inventor:	John Jupe	Issue Date of Patent:	-

Title of Invention:

Image processing

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SKINNER AND ASSOCIATES
212 Commercial Street
Hudson, WI 54016

In re Application of
JUPE, John
Application No.: 10/551,290
PCT No.: PCT/GB2004/001262
Int. Filing Date: 25 March 2004
Priority Date: 29 March 2003
Docket No.: ARD132USA
For: IMAGE PROCESSING

DECISION
ON PETITION UNDER
37 CFR 1.181

This decision is in response to applicant's petition to withdraw the holding of abandonment, under 37 CFR 1.181, filed in the United States Patent and Trademark Office on 19 February 2008.

BACKGROUND

On 04 February 2008, the Office mailed Decision On Petition, dismissing applicant's petition without prejudice.

On 19 February 2008, applicant filed this renewed petition under 37 CFR 1.181.

DISCUSSION

The showing required to establish nonreceipt of an Office communication is set forth in the notice entitled *Withdrawing the Holding of Abandonment When Office Actions Are Not Received*, 1156 O.G. 53 (Nov. 16, 1993). The showing must include: (1) a statement by the practitioner that the Office action was not received by the practitioner; (2) a statement attesting that a search of the file jacket and docket records indicates that the Office action was not received; and (3) a copy of the docket record where the non-received Office action would have been entered had it been received (the docket record must also be referenced in practitioner's statement).

Items (1) and (2) were previously satisfied. Item (3) has now been satisfied.

CONCLUSION

For the reasons set forth above, the petition under 37 CFR 1.181 is **GRANTED**.

The Notification of Abandonment (Form PCT/DO/EO/909) mailed 15 November 2007 is **VACATED**.

Applicant is required to supply an oath or declaration of the inventors and the surcharge for late filing of the search fee, examination fee or oath or declaration within TWO (2) MONTHS from the mail date of this decision. Extensions of time are available under 37 CFR 1.136(a).

Any further correspondence with respect to this matter may be filed electronically via EFS-Web or if mailed, should be addressed to the Mail Stop PCT, Commissioner for Patents, Office of PCT Legal

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BY:.....

Application No. 10/551,290

-2-

Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.

/Erin P. Thomson/

Erin P. Thomson
Attorney Advisor
PCT Legal Administration

Telephone: 571-272-3292
Facsimile: 571-273-0459